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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

EPIC GAMES, INC.,

Plaintiff, Counter-defendant,

v.

APPLE INC.,

Defendant, Counterclaimant.

Case No. 4:20-CV-05640-YGR-TSH

**JOINT STIPULATION AND [PROPOSED]
ORDER REGARDING SPECIAL MASTER
APPOINTMENT**

Courtroom: 1, 4th Floor

Judge: Hon. Yvonne Gonzalez Rogers

STIPULATION AND [PROPOSED]
ORDER RE SPECIAL MASTER
APPOINTMENT

CASE No. 4:20-CV-05640-YGR-TSH

1 Pursuant to Civil Local Rule 7-12 and Magistrate Judge Hixson's Order of December 5,
2 2024 (Dec. 5 Hearing Tr. 12:18-21), Plaintiff and Counter-defendant Epic Games, Inc. ("Epic")
3 and Defendant and Counterclaimant Apple Inc. ("Apple") (collectively, the "Parties"), by and
4 through their respective counsel, hereby stipulate as follows:

5 WHEREAS, as detailed in the Parties' December 9, 2024 Joint Case Management Statement
6 (ECF No. 1068), the Parties have agreed that Apple will re-review all of its privilege assertions and,
7 subject to approval of this Stipulation by the Court, shall submit all privilege assertions it maintains
8 for further review by three special masters (or more, should it become necessary), pursuant to a
9 detailed protocol to be jointly developed by the parties with input from such special masters.

10 THEREFORE, IT IS STIPULATED AND AGREED that the Parties will retain three (or
11 more) special masters pursuant to Federal Rule of Civil Procedure 53, with costs and fees to be
12 equally divided among the Parties.

1 Dated: December 10, 2024

Respectfully submitted,

2 By: /s/ Yonatan Even

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Dated: December 10, 2024

Respectfully submitted,

By: /s/ Mark A. Perry

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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2 Dated: _____

3 _____
4 HON. YVONNE GONZALEZ ROGERS
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STIPULATION AND [PROPOSED]
ORDER RE SPECIAL MASTER
APPOINTMENT

E-FILING ATTESTATION

I, Yonatan Even, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

/s/ Yonatan Even
Yonatan Even